

TOBACCO TRUST TOOK HIS LIVING, DEALER TESTIFIES

Refusal to Join Local Combine
Cut Off His Supplies,
Says Epstein.

Rudolph Epstein, one of several independent tobacco jobbers in Brooklyn who claim to have been forced out of business by the American Tobacco Company, was the principal witness before United States Judge Mayer today when the trial of the suit for triple damages of \$300,000 brought by John A. Locker against the American Tobacco Company was resumed.

Mr. Epstein declared that A. T. Benheim, representing the so-called trust, called a meeting of Brooklyn jobbers in 1904 and told them the American Tobacco Company intended to form a combine of all wholesale jobbers of tobacco in New York. Each member, according to Epstein, was to receive 1,000 shares of preferred stock in a company to be known as the Metropolitan Tobacco Company.

TRUST REFUSED TO SELL HIM GOODS, EPSTEIN TESTIFIES.

"I, with several other independent jobbers, refused to join the new company," Epstein testified, "and Benheim warned us we would be driven out of business."

Later, Epstein said, the American Tobacco Company refused to sell any goods to him, although he was doing a business of \$1,000 a month.

"I had to buy my goods from independent manufacturers," he explained, "and after awhile, finding that most of the independent manufacturers had been bought by the American Tobacco Company, I was compelled to give up my business."

Perival Hill, who succeeded James B. Duke as president of the American Tobacco Company, was in court, and it was said he would probably be called to the stand.

Mr. Locker, who claims to have been hard hit by the alleged monopoly of the American Tobacco Company, bases his suit for damages on the Sherman Anti-Trust law.

Mr. Epstein declared that he has as much of a grievance as the plaintiff. "My wife," he said, "cried many a night over our troubles with the American Tobacco Company. It was a matter of bread and butter."

Under cross-examination the witness testified that the feeling among independent retailers in Brooklyn was so strong against the trust that many of them gladly paid him more for goods than the trust was charging for the same goods.

SYMPATHETIC TRADESMEN PAID BEYOND VALUE FOR GOODS.

"Would you be good enough to name a few of these generous retailers?" was asked.

"Oh," said Mr. Epstein, "there were plenty of 'em; members of 'em."

"Well, name one?"

"Oh, there were many. Some are dead now."

Pressed further for names, Mr. Epstein wouldn't give any, although he was sure "plenty of 'em" paid him \$1.50 per box for a certain brand of cigarettes

when they might have bought the same goods from the trust for \$1.50 a box. "Did you talk with anybody about this case before coming to court?" suddenly asked counsel for the corporation.

"That doesn't make any difference," said the witness. "What I know I know, don't I?"

APPRAISALS OF ESTATES.

Deputy State Comptroller Wallace R. France transmitted the following appraisals of estates under the inheritance tax law to-day to the Transfer Tax Office of the Surrogate's Court:

George Brook, who died Nov. 4, 1911, left an estate of \$152,200. The net value is \$144,131. The widow and the daughter of the decedent inherit the entire estate.

William Graham of Philadelphia, Pa., who died Oct. 24, 1908, leaving personal estate of \$401,707, had among his assets stock taxable in New York State which have been appraised at the total value of \$23,800. The prorated deductions for commissions and expenses of administration reduce the net value of the decedent's New York estate to \$22,158.

Thomas W. Hill, who died Dec. 4, 1904, left an estate consisting of the house and lot at No. 607 East One Hundred and Thirtieth street which has been appraised at \$10,600. The net value of the decedent's estate after the deductions for commissions and legal expenses is \$9,140.

Mary E. Lambert of Philadelphia, Pa., who died May 15, 1911, leaving a total personal estate of \$118,052, had among her assets stocks taxable in New York State which have been appraised at the total value of \$11,502. The net value of decedent's New York estate is \$10,540.

Bridget Torphy, who died May 15, 1909, left an estate which has been appraised at the total value of \$16,000. The net value of the estate finally distributed after two contests and much litigation amounted to \$9,501.

Walter T. Barnett, Nov. 4, 1911, left an estate which has been appraised at a total of \$1,765. The net value after deductions for debts and legal expenses is \$1,239.

FIRST OFFENDERS GET ANOTHER CHANCE IN GENERAL SESSIONS

Seven Prisoners Were Disposed
of Yesterday by Three
Judges.

Six prisoners were disposed of in the Court of General Sessions and one in the Criminal Branch of the Supreme Court yesterday. The penalties imposed were:

BY JUDGE FOSTER.

Sophie Beckendorf, twenty-one years old, born in Germany, pleaded guilty to grand larceny. Dishonest servant. First offense. Bedford Reformatory.

George Lein, thirty-eight years old, born in Germany, pleaded guilty burglary. First offense. Penitentiary six months.

Ernest Gerling, twenty-one years old, born in Germany, pleaded guilty forgery. Tried to defraud German Savings Bank of \$150 on forged check. First offense. Elmira Reformatory.

Raymond Mitchell, twenty-six years old, pleaded guilty bigamy. Second offense. State prison not less than two years and six months and not more than four years and seven months.

BY JUSTICE BLANCHARD.

Rose Zindel, forty-eight years old, pleaded guilty forgery. Forged a promissory note for \$1,000. First offense. Sentence suspended.

BY JUDGE MALONE.

Israel Reisman, nineteen years old, pleaded guilty petty larceny. Stole a quantity of lace waist valued \$30. First offense. City Reformatory.

Heinrich Duerfink, forty-three years old, born in Germany, pleaded guilty unlawful practice of medicine. First offense. Fined \$25.

OH, WHAT A HAPPY HOME! Outside of Things Enumerated Below Mrs. Anderson Was All Right.

Can a woman drink eight pints of beer daily and still remain a loving and dutiful wife? That is the question the Supreme Court will soon be called upon to decide. Frederick W. Anderson brought suit for separation to-day, and among other things alleges his wife consumed that amount of beer.

The complaint states the couple were married in Jersey City in 1908. He wants the custody of their two children. Aside from the beer drinking he charges that she hurled a chair at him when he remonstrated against her drinking, tore off his coat, attempted to stab him with a pair of scissors, came to the restaurant where he was employed, called him violent names and slapped his face, kept him from sleeping at night, threw a coffee pot with contents into his face, clawed his face, pulled his hair and kicked him.

SOLDIER DIES BY GAS.

Don Jose Tomas Ramirez, a member of an old family of the Republic of San Domingo, captain in the regular army of

WHITELAW REID STILL SICK; CANNOT JOIN ROYAL PARTY.

Ambassador's Ailment Not Serious, But He Does Not Care to Risk Trip to Country Mansion.

LONDON, Dec. 2.—Whitelaw Reid, American Ambassador to Great Britain, who has been confined to his room since Dec. 2 and will be unable to go to his country house, West Park, for the coming week-end, when Prince and Princess Alexander of Teck are to be guests there for the shooting.

The physicians in attendance on Mr. Reid say there is nothing seriously the matter with the Ambassador, but he dislikes the idea of going from his town residence to his country mansion during the present raw weather.

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Destroys Dandruff—Stops falling hair—Cleans and invigorates your scalp—Delightful dressing.

To be possessed of a head of heavy, beautiful hair; soft, lustrous, fluffy, wavy and free from dandruff is merely a matter of using a little Danderine.

It is easy and inexpensive to have nice, soft hair and lots of it. Just get a 25-cent bottle of Knowlton's Danderine now—all drug stores recommend it—apply a little as directed and within ten minutes there will be an appearance of abundance; freshness; fluffiness and an incomparable gloss and lustre, and try as you will you cannot find a trace of dandruff or falling hair; but your real surprise will be after about two weeks' use, when you will see how hair—fine and downy at first—yes—but really new hair—sprouting out all over your scalp—Danderine is, we believe, the only sure hair grower; destroyer of dandruff and cure for itchy scalp, and it never fails to stop falling hair at once.

If you want to prove how pretty and soft your hair really is, moisten a cloth with a little Danderine and carefully draw it through your hair—taking one small strand at a time. Your hair will be soft, glossy and beautiful in just a few moments—a delightful surprise awaits everyone who tries this.

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\$100 Worth \$1 Down \$1.00 Weekly

\$140 " \$3 " \$1.50 "

\$190 " \$5 " \$2.00 "

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FURNISH YOUR HOME \$1 WEEKLY CLOTHE YOUR FAMILY

Ladies' and Men's Suits

Coats and Overcoats from \$12.00 up to \$40.00. ADT purchase up to \$25.00

\$1.00 Down \$1.00 Weekly

Michael's Bros

5-AVE & 9-ST. BROOKLYN

Open Monday and Saturday Even.

his country and a member of the President's staff, with the rank of general, was found dead to-day in his room in the Hotel Espana, No. 115 West Twenty-first street. He had been accidentally asphyxiated by illuminating gas.

The San Domingan soldier arrived in New York yesterday to be treated for a gunshot wound in the leg, sustained two months ago in a skirmish with a band of rebels.

In his room there are two gas cocks side by side, one regulates the flow of gas to a burner, the other to a gas stove. In turning out the light the hand of the visitor turned on the flow of gas to the stove and he knew nothing about it. The San Domingan consul has taken charge of the body.

ELOPING GIRL HELD.

Found in Flat With Youth and Doesn't Want to Marry.

Marion Eke, who left her home at No.

901 East One Hundred and Thirty-ninth street, a week ago, and was located by her family to have been kidnapped, was arraigned before Magistrate Hermann in Morrisania court to-day with George Chapuis, eighteen years old, and three years her senior. Eke was found with him last night by Detectives Wickham and Zermmer in a flat at No. 241 West One Hundred and Ninth street. The Eke girl telephoned to her sister at her home yesterday afternoon; she said that she was sorry she had run away and did not want to marry her sweetheart.

The detectives at once arrested both Chapuis, charged with abduction, at first pleaded guilty but withdrew the plea on the advice of a lawyer and was held for examination in \$1,500 bail. Marion was sent to the Children's Court. Her father says he will not permit a marriage in spite of the offer of Chapuis to make the girl his wife; the father says that the young man pawned all the girl's jewelry and spent the money on the first day after they ran away.

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HORLICK'S MALTED MILK
The Food-drink for All Ages.
For Infants, Invalids, and Growing Children.
Pure Nutrition, up building the whole body.
Invigorates the nursing mother and the aged.
Rich milk, malted grain, in powder form.
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Take no substitute. Ask for HORLICK'S.
No In Any Milk Trust

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The NEBO Boys



One calls for two

If the car takes you past your corner.

Don't hand the conductor a wallop.

Hand him a Nebo.

The gloriously good Cigarette.

See him grin with gleeful gladness.

Hear him say: "Wait and we'll back up for you."

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A "Satin Wonder" in each package

5 CENTS

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